

Remarks _____

MAP Map No. 4103-3 Map located in Water Right XXXXX Map file _____
 Type of Map Aerial Prepared by Burt Jones, WRS

+++++

REVIEWED This Application was received within 30 days of the date received, accepted as complete, Number assigned and written up for advertisement before the Board on:

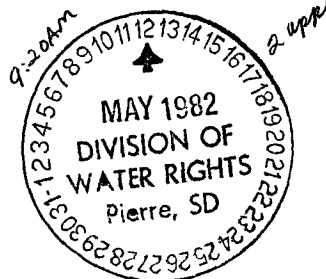
5/17/82

Burt Jones
 (Signed)

+++++

PROTESTS Letters/Petitions in File - yes _____ no _____ Remarks _____

REMARKS Date _____
 F.F. & C. Final Decision, including F.F. & C. of Law were adopted _____
 OF LAW, Date _____
 FINAL Final Decision mailed to parties and/or parties notified that Final Decision was
 DECISIONS adopted _____
 ETC. Remarks _____

No. 4899-3Map No. 4103-3 Water Division No. 3 JAMES RIVER DistrictAbove for Office Use 10160006

APPLICATION FOR PERMIT To Appropriate Water within the State of South Dakota

Check one of the following:

New ☒ Vested Right _____ Future Use _____

Change in Diversion _____ Additional Diversion _____

Change in Acreage _____ Additional Acreage _____

1. Name of Applicant HURON DRESSED BEEF, INC. Phone No. 352-0517
 Post Office Address Box 924 Huron State South Dakota 57350
 (Street, RR, or Box) (Town) (Zip Code)
 If a corporation show date and place of incorporation _____

2. Method of accomplishing work (contract, employment of others, or by direct labor) _____

3. Name of diversion work Huron Dressed Beef Plant Use4. Amount of water claimed (cubic feet per second) 400 GPM (0.9)5. Source of water supply Groundwater

6. Location of point of diversion Wells #1 & #3 Under Irrigation Permit at points 900' W & 300' N and 1900' W & 150' S of the E $\frac{1}{4}$ Corner, Section 33, Township 111 N, Range 62 W
SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$

County Beadle7. Annual period or periods during which water is to be used Continuous8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Industrial

9. For irrigation use, Total number of acres to be irrigated _____

List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.

Land Description	No. Acres Irr.

Attach sheet if more space is needed

10. Time required to complete construction of water supply system Completed years. Additional time required to complete application of water to the proposed beneficial use Completed years.

11. Choice of county newspaper for publication of Notice of Intent to Appropriate Water Daily Plainsman
Huron, SD

12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.

Wells

B. Works proposed to transport water to place of use.

Mainline

C. Works proposed to apply water to beneficial use.

Used In Meat Packing Operation

Estimated Total Cost \$ _____

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
 (see instructions concerning preparation.)

STATE OF SOUTH DAKOTA)
)ss.
 County of Beadle)

I, Douglas Tyrrell the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.

Signed Douglas Tyrrell
12th day of May, 19 82

Laura M. Flanagan
 Notary Public (or other qualified officer)
 Laura M. Flanagan, Notary Public
 My commission Expires April 8, 1986

WATER RIGHT APPLICATION APPROVAL

The Board of Water Management hereby approves Water Right Application No. 4899-3

HURON DRESSED BEEF, INC.
(Applicant)

Box 924, HURON
(Post Office Address)

SOUTH DAKOTA 57350
(State)

With the following qualifications.

This Permit No. 4899-3 is approved for 0.81 cubic feet per second from one well, Well #3. The well approved under this Permit will be located near domestic wells and other irrigation wells which may obtain water from the same aquifer. The well owner, under this Permit, shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in irrigation wells having prior water rights.

Combined withdrawals from Well #1 and Well #3 authorized by Permits Nos. 1277-3 and 4899-3 may not exceed 1.0 cubic feet per second.

Date of first receipt of application MAY 12, 1982

Date of return to applicant for correction, amendments or changes required _____, 19____

Date of receipt of corrected application _____, 19____

Approved JULY 28, 1982, Recorded in Book _____ Page _____

WATER RIGHT PERMIT NO. 4899-3

The Board of Water Management hereby grants and issues this Water Right Permit No. 4899-3 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as qualified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is MAY 12, 1982
2. The equivalent of at least one-fifth of the work above specified is ~~to be~~ completed ~~on or before~~ _____, 19____
3. The whole of said work is ~~to be~~ completed ~~on or before~~ _____, 19____
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is COMPLETED, 19____
5. The water appropriated shall be used for the purpose of INDUSTRIAL USE

6. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.

7. The amount of the appropriation herein granted shall not exceed 0.81 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for ~~beneficial uses served, and if for irrigation purposes said appropriation must be limited to not more than 2 acre feet per acre per year and be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied.~~
USED FOR INDUSTRIAL USE

for irrigation on or before THIS DATE, 19____; said water to be used during the following described

annual period: JANUARY 1ST TO DECEMBER 31ST

Witness my hand this 3RD day of SEPTEMBER, 1982

THE BOARD OF WATER MANAGEMENT

By: John H. Hest
Chief Engineer, Water Rights

Certificate of Construction Issued _____, 19____

Water License Issued _____, 19____

Form 2A - Wells, Dugouts or Water Storage Dams (Supplement to Form 2)

12. Principal Features of the Proposed Water Supply System (continued).

D. Well Information #2 & #3

- (1) Drill Hole, Diameter 28", Depth 75'
- (2) Casing, Type Plastic, Diameter 15', Thickness .410
(wood, concrete, steel, etc.)
- (3) Screen, Type Stainless Steel, Diameter 16", Length 20'
- (4) Gravel Pack, Thickness 6", Length of gravel pack 75'

E. Dugout Information or Estimates

- (1) Surface dimensions, _____, Depth _____

F. Fill out for Either a Well or a Dugout.

(1) Water Bearing Materials. (Attach a copy of test well log)

- Depth to top of water bearing material 40'
- Depth to bottom of water bearing material 75'
- Depth to water (ground surface to water level) _____

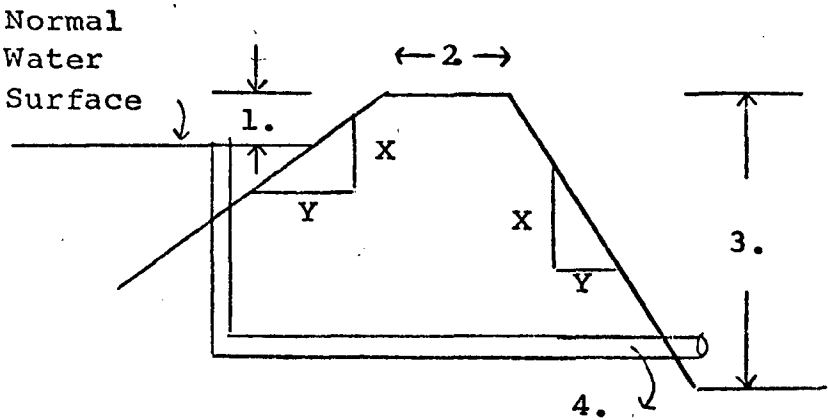
Well #4 - 4" Plastic
Well #1 - 8" Steel
Casing - 65' Deep
with 20' SS Screen

(2) Distance to nearest existing household or livestock watering well.

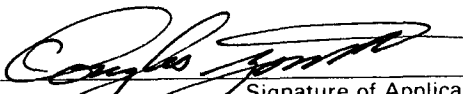
- On same owner's property _____ rds.
- On property owned by others 160 rds.

G. Water Storage Dams

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, length, maximum water depth, surface area, drainage area, storage capacity, dam slope, dimensions, location and size of outlet works, of each storage dam. The location of each water storage dam should be shown on the water right map.



1. Freeboard _____
2. Crest width _____
3. Height of Dam _____
4. Outlet dimensions:
Pipe diameter _____
Spillway width _____
- X & Y slope:
Upstream _____
Downstream _____
- Surface area of impoundment _____
- Drainage area above dam _____


Signature of Applicant
Douglas Tyrrell

HURON DRILLING INC. DRILLERS LOG

PAGE NO.

Huron Dressed Beef		West Huron sec 33 7111N-82W	7-28-75	7	Terry Bawdon
JOB NAME		LOCATION	DATE	RIG NO.	FOREMAN
DEPTH	TIME	REMARKS			
1	20	0-16 Yellow Clay			
2	40	16-20 Blue Clay Gravel			
3	60	20-40 Blue Clay Mixed Dark Sand			
4	80	40-60 35 ft. open sand			
5	100	60-95 Sand			
		95-100 Blue Clay Mixed Sand			
		50 ft. Slotted			
		45 ft. Blank			
		2500 # Concrete Sand			
		50 GPM			
		Waterhead 14 ft.			
		Total depth 95 ft.			

COPY

4280

Huron Dressed Beef
OWNER

WELL REPORT
Beadle County
SE33-111-62
DESCRIPTION

July 28, 1975
DATE

CASING LOG

Depth 95 ft.
Flows gpm 95 ft. 4" Sch. 40 Plastic pipe to 95 ft.
Pumps 50 gpm ft. pipe to ft.
Head 14 ft. ft. pipe to ft.
50 ft. Slotted @ bottom ft. pipe to ft.
Perforations ft.

Pressure 45-95 Ft. REMARKS

1 day
Drilling Time

2,500# Concrete Sand

Rig No. 7

Terry Bawdon

Foreman

12

WELL REPORT

HURON
DRILLING CO.
Huron, S. D.

Huron Dressed Beef
OWNER

Beadle County
Huron, So. Dak.
DESCRIPTION

August 5, 1975
DATE

CASING LOG

Depth	90	ft.				
Flows	gpm	40	ft.	15½" Plastic pipe to	40	ft.
Pumps	gpm	50	ft.	15½" Plastic pipe to	90	ft.
Head	ft.		ft.	Screen-100 Slot pipe to		ft.
50 ft. Plastic Screen @						
Perforations Bottom		ft.		pipe to		ft.

Pressure

REMARKS

Drilling Time

27 tons of Gravel

Rig No. 14

Bernard Schleder
Foreman

COPY

HURON DRILLING INC. DRILLERS LOG

PAGE NO. 1

Huron Dressed Beef
JOB NAMESec 33-111-62
Huron, So. Dak.
LOCATION7/1/76
DATE#18
RIG NO.Bernie Schlader
FOREMAN

Jt No.	DEPTH	TIME	REMARKS
	0-10	12:25	Top Soil, Yellow Clay
	10-20	2:30	Blue Clay, Medium Sand Streaks 10-25
	20-30	3:10	25-28 Gravel, 28-29 Blue Clay, 29-30 Good Sand Gravel
			CAVED
	0-10	1:10	Top Soil, Yellow Clay & Medium Sand
	10-20	2:30	Blue Clay & Rocks 10-28
	20-30	3:10	28- Gravel Streaks & Blue Clay, Rocks
	30-40	4:15	30-40 Blue Clay & Gravel Streaks, Rocks
	40-50	5:00	40-46 Blue Clay & Gravel Streaks, 46-50 Coal & Fine Sand
			CAVED
	0-10	12:45	Top Soil, Yellow Clay 2-15
	10-20	4:00	15-20 Blue Clay, Some Medium Sand
	20-30	6:30	Blue Clay, Sand Streaks, 26-29 - Good Sand 29-30
	30-40	7:50	Good Sand & Gravel, Coal & Clay Trace
	40-50	12:15	Good Sand & Gravel 40-46, Blue Clay & Rocks 46-50
	50-60	2:55	Blue Clay, Rocks, Sand 50-55, Fine Grey Sand 55-60
	60-70	3:15	Sand & Coal
	70-80	3:40	Fine, Coarse Sand & Coal
	80-92	4:10	Clay With Sand Streaks
	90	TD	90-92 Shale
			30' - 1-20' & 1-10' 16" 100 Slot Stainless Screen
			60' Solid
			1-Load Pea Rock, 20' Cement

HURON DRILLING INC. DRILLERS LOG

PAGE NO.

Huron Dressed Beef JOB NAME		Sec 33- T111 N- R62W	8/30/76	14	Russell Rasmussen FOREMAN
		LOCATION	DATE	RIG NO.	
DEPTH	TIME	REMARKS			
0-10	2:30	Top Soil-yellow clau and gravel			
10-20	3:30	10-15 yellow clay and gravel, 15-20 blue clay and gravel			
20-30	4:30	Blue clay and gravel-rocks.			
30-40	6:30	Blue clay and gravel-Rocks			
40-50	8:30	Blue clay and gravel-Rocks			
50-60	9:30	50-57 Blue clay and gravel, 57-60 fine sand and coal.			
60-70	9:45	Medium and coarse sand and coal			
70-80	10:00	Medium to coarse snad and coal			
80-85	10:15	80-83 Medium to coarse sand and coal, 83-85 Shale			
TD 85		W.H. 50 Ft.			
		30 Ft. of Johnson Stainless Steel Screen-50 Slot			
		1 - 20 Ft. Length			
		1 - 10 Ft. Length			
		55 Ft. Plastic Blank			
		15 Tons of Gravel			

WELL REPORT

HURON
DRILLING CO.
Huron, S. D.

Huron Dressed Beef
OWNER

Huron, S.D.
DESCRIPTION

Sept. 2, 1976
DATE

CASING LOG

Depth 85 ft.
Flows gpm 55 ft. 15" PVC Plastic pipe to 55 ft.
Pumps gpm 30 ft. 16" Stainless Steel pipe to 85 ft.
Head 50 ft. Screen 50 Slot
30 Ft. Johnson Stainless Steel Screen pipe to ft.
Perforations 50-Slot ft. pipe to ft.

Pressure

REMARKS

2 days
Drilling Time

15 Tons of Gravel (Buskshot)

Rig No. 14

1 - 20 Ft. Stainless Steel Screen (Johnson)

Russell Rasmussen 1 - 10 Ft. Stainless Steel Screen (Johnson)

Foreman

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8832

PIERRE, May 13, 19 82

RECEIVED OF Huron Dressed Beef, Inc. Box 924, Huron, SD 57350 (Douglas Tyrrell)

the following amount in fees for services rendered as provided for by law:

4899-3	150	00
Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No.		
Fee for inspecting Beneficial Use, and issuing Water License No.		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for (any other work as provided by law)		
TOTAL	150	00

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH

No. 4899-3

Publish first publication, on or before May 21, 1982

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

May 17, 1982

Notice is hereby given Huron Dressed Beef, Inc. whose post office

address is Box 924, Huron, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-9; 46-1-12 thru 46-1-14; 46-2-9 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8, 46-5-10 thru 46-5-22, 46-5-25, 46-5-41 (~~ground~~) 46-6-3 thru 46-6-5, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, (~~Future use~~) 46-7-38, (~~transfer lands~~) 46-5-22 thru 46-5-25 and Board Rules ARSD 74:02:01:01 thru 74:02:01:15, (~~future use~~) 74:02:01:22 thru 74:02:01:26 (~~10,600 AFA~~) 74:02:07:01 thru 74:02:07:03, for a permit to appropriate for beneficial use

0.9 cubic feet of water per second of time from groundwater (two wells - existing) through the Huron Dressed Beef Plant Use, the point (s) of diversion which ~~are~~ (are) ~~to be~~ located in the SE₄ NE₄ & NW₄ SE₄

of Section 33, Twp. 111N, Range 62W. Said water to be used for purpose of providing ~~irrigation on portions of the following described land:~~

water supplies for industrial use

This Application No. 4899-3 will be considered by the Water Management Board at Meeting Room #1, Kneip Bldg. Church & Illinois, Pierre SD upon the 9th day of June, 1982.

at 10 A.M. The Board is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Board decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Board in writing prior to the hearing or orally at the hearing.

This hearing is an adversary proceeding. Any person has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised at the hearing. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

Any handicapped person wishing to attend this hearing can contact the Water Rights Division, DWNr, Joe Foss Building, Pierre SD, prior to the hearing date for assistance to assure access to the hearing.

For the Water Management Board

cc: applicant

BETTY WESTLUND, Water Rights Specialist

WNR-806-2/82

No. _____

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) ss.
County Beadle)

June LaFee

I, _____ hereby

certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Huron Daily Plainman

A newspaper which during the whole time of publication of said notice
herein after stated, has been and is printed and published in the _____

City Huron
of _____

County of Beadle and State of South Dakota;
that the said notice was published in said newspaper on the following
two dates:

May 21, 1982

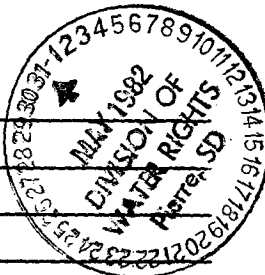
May 28, 1982

(Signature)

(Title)

(Date Signed)

Cost of Printing: \$35.40



**NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER**
Pierre, South Dakota 57501
May 17, 1982

Notice is hereby given Huron Dressed Beef, Inc., whose post office address is Box 924, Huron, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-5-8, 46-5-10 thru 46-5-22, 46-5-25, 46-5-41, 46-6-3 thru 46-6-5, 46-6-11, 46-6-10, 46-6-13, 46-6-14, and Board Rules ARSD 74:02-01:01 thru 74:02-01:15, for a permit to appropriate for beneficial use 0.9 cubic feet of water per second of time from groundwater (two wells - existing) through the Huron Dressed Beef Plant Use, the points of the SE 1/4 NE 1/4 & NW 1/4 SE 1/4 of Section 33, Twp. 11N, Range 62W. Said water to be used for purpose of providing water supplies for industrial use. This Application No. 4899.3 will be considered by the Water Management Board at Meeting Room No. 1, Kneip Bldg., Church & Illinois, Pierre, SD.

PUBLIC NOTICE

upon the 9th day of June, 1982, at 10 a.m. The Board is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Board decision who desires to present evidence or cross-examine witnesses according to SDCL, may notify the Board in writing prior to the hearing of orally at the hearing. This hearing is an adversary proceeding. Any person has the right to be present or to be represented by a lawyer. These and other due process rights will be preserved if they are not exercised at the hearing. Decisions of the Board may be appealed to the District Court and the State Supreme Court as provided by law. Any interested person wishing to attend this hearing should contact the Water Rights Division, DWR, c/o Joe Foss Building, Pierre, SD, prior to the hearing for assistance to obtain passes to the hearing. Water Rights Specialist Betty Westlund



Department of Water & Natural Resources

Joe Foss Building
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

June 18, 1982

Douglas Tyrrell
Huron Dressed Beef, Inc.
P.O. Box 924
Huron SD 57350

Dear Mr. Tyrrell:

RE: Applications No. 4899-3 & 4900-3

The Water Management Board deferred action on Huron Dressed Beef Water Permit Applications No. 4899-3 and 4900-3 at the Board meeting June 9, 1982. There is a problem with approval of the applications. There are existing deferred applications in your area for wells from the same aquifer and the City of Huron has future use rights for an area about two miles south of Huron Dressed Beef.

Water Permit No. 2680-3 was approved May 20, 1976 for 2.2 cubic feet per second of water from one 80 foot deep well to irrigate 440 acres. Since the five year construction period authorized by law expired May 20, 1981 approval of additional wells with Permit No. 2680-3 priority date is questionable.

The Board deferred action on your application to allow you an opportunity to appear before the Board at the next meeting July 28 & 29, 1982. - In the mean time, if you wish to discuss this matter with myself, please let me know.

Very truly yours,

A handwritten signature in dark ink, appearing to read "John Hatch". The signature is written in a cursive, flowing style.

JOHN HATCH, Chief Engineer
Water Rights Division

JH:ks

 **Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

DEC 19 1988

5137-3

Huron Dressed Beef
PO Box 924
Huron, South Dakota 57350

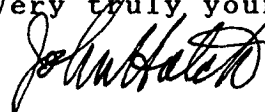
Dear Sir:

Enclosed is Water License No. 5137-3. This is the final water right document completing your process of obtaining a Water Right.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 5137-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

enclosures

NOTE: Applicable portions of No. 1277-3 and 4899-3 have been incorporated into this Water License No. 5137-3.



4899-3 + 4900-3

NOT TO SCALE



MAP # 4103-3

"APPLS" 4899-3 & 4900-3